

REMARKS

Claims 11-38 are pending in this application. Claims 11-38 are rejected under the judicially created doctrine of obvious-type double patenting over claims 1-19, 21, 28, 31, 35, and 39 of U.S. Patent No. 5,931,160.

Applicants enclose herewith a Second Supplemental Information Disclosure Statement and FORM PTO-1449 for the Examiner's consideration. As noted in the Second Supplemental Information Disclosure Statement, Applicants have filed related applications U.S.S.N. 09/660,820 and U.S.S.N. 10/260,796.

Applicants also enclose an Amendment, Petition and Fee to Correct Inventive Entity Under 37 C.F.R. 1.48(b). Due to the Preliminary Amendment filed on August 14, 2001, in which claims 1-10 were cancelled and claims 11-38 were introduced, Applicants respectfully submit that Gerhardt Schroeder is not an inventor of the subject matter now claimed in this application.

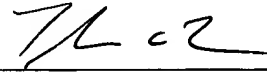
Non-Statutory Double Patenting

Claims 11-38 are rejected under the judicially-created doctrine of double-patenting over claims 1-19, 21, 28, 31, 35, and 39 of U.S. Patent No. 5,931,160. In response, Applicants submit herewith a Terminal Disclaimer in compliance with 37 C.F.R. §1.321(c). The requisite fee is also enclosed.

CONCLUSION

In view of the Terminal Disclaimer filed herein, Applicants respectfully submit that the double-patenting rejection has been overcome and the rejection should be withdrawn. Applicants further submit that claims 11-38 are in condition for allowance and respectfully request early favorable action by the Examiner. If, in the Examiner's opinion, a telephonic interview would expedite the favorable prosecution of the instant application, the undersigned attorney would welcome the opportunity to discuss any outstanding issues, and to work with the Examiner toward placing the application in condition for allowance.

Respectfully submitted,



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